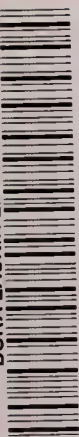


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HEALTH SYSTEM LAW AND POLICY
CASES AND MATERIALS
VOLUME ONE

Colleen M. Flood

2000-2001

Faculty of Law

University of Toronto

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HEALTH SYSTEM LAW AND POLICY

[LAW 404HF]

2000/2001

Tuesday: 4:10-6:00 pm

COURSE OUTLINE

Sept 5th

INTRODUCTION

- Expectations regarding seminar participation
- Paper selection and writing
- Handout of possible paper topics
- Discussion of an interdisciplinary approach to policy analysis: law, economics, and political science
- Overview of the course

Course Outline.....	i-ix
Basic Information.....	x
Possible Paper Topics.....	xi-xiii
Research Tools.....	xiv-xxiv

VOLUME ONE

Sept 12th **Chapter One**

THE CASE FOR GOVERNMENT INTERVENTION IN HEALTH CARE: MARKET FAILURE AND DISTRIBUTIVE JUSTICE

C. M. Flood, "Chapter 2: Arguments in Economics and Justice for Government Intervention in Health Insurance and Health Service Markets" in C. M. Flood, *International Health Care Reform: A Legal, Economic and Political Analysis* (Routledge: London, 2000).....I, 1-21

T. Menzel, "Equality, Autonomy and Efficiency: What Health Care System Should We Have?" (1992)
17: 1 The Jnl. of Med. & Philosophy 33.I, 21-38

R. Korobkin, "Symposium: Determining Health Care Rights from Behind a Veil of Ignorance" (1998) U. Ill. L. Rev. 801.	I, 39-55
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Supplementary Reading

J. Dougherty, "An Axiology for National Health Insurance" (1992) 20: 1-2 Law, Medicine, & Health Care 82.

T. Rice, "Can Markets Give Us The Health System We Want?" (1997) 22(2) Jnl. of Health Politics, Policy and Law 383.

N. Barr, "Economic Theory and the Welfare State: A Survey and Interpretation" (1992) XXX J. Econ. Lit. 741, at Part VI. "Assessment 2: Medical Care".

S. Rathgeb Smith and M. Lipsky, "Privatization in Health and Human Services: A Critique" (1992) 17 (2) Jnl. of Health Politics, Policy and Law 233.

R. G. Evans, "Going for the Gold: The Redistributive Agenda Behind Market-Based Health Care Reform" (1997) 22 (2) Jnl. of Health Politics, Policy and Law 427

Sept 19th **Chapter Two**

ALLOCATION OF HEALTH RESOURCES: BALANCING THE NEEDS OF THE MAJORITY WITH THE NEEDS OF MINORITY GROUPS

D. Callahan, "What is a Reasonable Demand on Health Care Resources: Designing a Basic Package of Benefits" (1992) 8 The Jnl. of Contemporary Health Law 1.	II, 1-15
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R. L. Schwartz, "Life Style, Health Status, and Distributive Justice" (1993) 3 Health Matrix 195.....	II, 16-36
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C. J. Halligan, "'Just What The Doctor Ordered': Oregon's Medicaid Rationing Process and Public Participation In Risk Regulation" (1995) 83 Georgetown Law Journal 2697.....	II, 37-61
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<i>R v. Cambridge District Health Authority ex parte B.</i> [1995] 1 FLR 1055.....	II, 62-70
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Supplementary Reading

Shortland v. Northland Health Ltd [1998] 1 NZLR 433

Sept 26th **Chapter Three**

AN OVERVIEW OF THE CANADIAN HEALTH CARE SYSTEM: DOES THE SYSTEM NEED TO BE REFORMED OR DOES IT JUST NEED MORE MONEY?

The *Canada Health Act*, S.C. 1984, c. 6.....III, 1-14

C. M. Flood, "The Structure and Dynamics of Canada's Health Care System", in J. Downie and T. Caulfield (eds.) *Canadian Health Law and Policy* (Butterworths: Toronto, 1999).III, 15-38

Report of the Auditor General of Canada (1999)
Chapter 29 "Federal Support of Health Care Delivery"III, 39-70

Supplementary Reading

C. David Naylor, "Health Care in Canada: Incrementalism Under Fiscal Duress" (1999) 18: 3 Health Affairs 9.

Canada Health Action: Building On the Legacy: Final Report of the National Forum on Health (National Forum on Health: 1997).

Oct 3rd **Chapter Four**

ALLOCATION OF HEALTH CARE RESOURCES IN THE CANADIAN SYSTEM

T. Caulfield, "Wishful Thinking: Defining 'Medically Necessary' in Canada" (1996) 4 Health Law Journal 63.IV, 1-22

Eldridge et al. v. Attorney General of British Columbia et al., (1997), 151 DLR (4th) 577.IV, 23-58

Cameron v. Nova Scotia (Attorney General), [1999] 177 DLR (4th) 611.....IV, 59-101

C. Abraham, "Tenacious woman scores medical victory," *Globe and Mail*, Fri., Aug. 27, 1999.IV, 102-104

Oct 10th **Chapter Five**
ABORIGINAL HEALTH & THE DETERMINANTS OF HEALTH

The Problems:

“Health and Healing” in *Report of the Royal Commission on Aboriginal Peoples, Vol. 3* (Ottawa: Canada Communication Group, 1996) 107-166, 250-278.V, 1-78

Impediments:

“The Context of Delivery of Health Services to Status Indians and Inuit by Medical Services Branch,” Program Transfer and Policy Development, Medical Services Branch (Report), September 6, 1988.....V, 79-90

Suggested Solutions:

“Strengthening Aboriginal Governance”, in *Gathering Strength: Canada's Aboriginal Action Plan* (Ottawa: Ministry of Indian Affairs and Northern Development, 1997).....V, 91-104

Bill 43, *An Act respecting the regulation of Health Professions*, S.O. 1991, c. 18, s. 35.....V, 105

Bill 56, *An Act respecting the regulation of Midwifery* S.O. 1991, c. 31, s. 8V, 106

Bill 119, *An Act to prevent the Provision of Tobacco to Young Persons*, S.O. 1994, c. 10, s. 13V, 107

“The Treaty Right to Comprehensive Health Care,” *First Nations Health News*.....V, 108-109

“Native leaders fear results of health transfer,” *Wawatay News*, September 23, 1999.V, 110-111

VOLUME TWO

Oct 17th Chapter Six

HEALTH CARE REFORM: PRIVATIZATION, CONTRACTING OUT AND ALBERTA'S BILL 11

- Bill 11, *The Health Care Protection Act*, S.A. 2000, c. H-3.3.....VI, 1-23
- T. Caulfield, C. M. Flood and B. von Tigerstrom,
"Comment: Bill 11, *Health Care Protection Act*"
(2000) 9 (1) *Health Law Rev.* 22VI, 24-33
- S. Rathgeb Smith and M. Lipsky, "Privatization in
Health and Human Services: A Critique" (1992)
17 (2) *Jnl. of Health Politics, Policy and Law* 233VI, 34-44

Oct 24th Chapter Seven

HEALTH CARE REFORM: PRIVATE INSURANCE, EXTRA-BILLING, AND USER CHARGES

- C. M. Flood and T. Archibald, "The Illegality of
Private Health Care in Canada" (Forthcoming
Canadian Medical Association Journal)VII, 1-17
- S. M. Hutton, "Physician Freedom of Contract in Ontario:
An Seconomic Justification for the Ban on Extra-Billing
with Some Recommendations for Structural Change"
(1989) 47 *University of Toronto Law Rev. (Supp.)* 780VII, 18-40
- C. H. Tuohy, C. M. Flood and M. Stabile, "How does
Private Finance Affect Public Health Care Systems?
Marshalling the Evidence from OECD Nations"
(forthcoming in the *Ontario Medical Review*)VII, 41-49

Supplementary Reading

- G. L. Stoddart, M. L. Barer, R. G. Evans, V. Bhatia, "Why Not User Charges? The Real
Issues" *The Premier's Council on Health, Well-being and Social Justice*, September,
1993.
- C. M. Flood, "Will Supplementary Private Insurance Reduce Waiting Lists?" *Canadian
Health Facilities Law Guide*, September, 1996.

Oct 31st: **Chapter Eight**

HEALTH CARE REFORM: REGULATING THE NUMBERS OF, LOCATION OF, AND INCOMES OF PHYSICIANS

Waldman v. British Columbia (Medical Services Commission) (1997), 150 D.L.R. (4th) 405.VIII, 1-57

D. Orentlicher, "Paying Physicians More to Do Less: Financial Incentives to Limit Care" (1996) 30 University of Richmond Law Review 155.VIII, 58-92

G. L. Stoddart and M. L. Barer, "Will increasing medical school enrolment solve Canada's physician supply problems?" (1999) 161 (8) Canadian Medical Association J. 983VIII, 93-96

J. Ibbitson, "Big changes proposed for family doctors," *Globe and Mail*, Wed., Dec. 22, 1999.....VIII, 97-99

M. Mills, "Canada's health-care crisis: we may already have the cure," *Globe and Mail*, Tues., Jan., 18, 2000.....VIII, 100-103

L. Priest, "Busy M.D.'s rake in huge OHIP fees," *Globe and Mail*, Tues., March 28, 2000.VIII, 104-107

T. Boyle, "Health care reform: Tories give in," *Toronto Star*, Tues., March 28, 2000VIII, 108-109

R. Daly, "Fewer doctors needed, report says," *Toronto Star*, Wed., July 19, 2000VIII, 110-111

Supplementary Reading

G. L. Stoddart, M. L. Barer, R. G. Evans, V. Bhatia, "Why Not User Charges? The Real Issues" The Premier's Council on Health, Well-being and Social Justice, September, 1993.

C. M. Flood, "Will Supplementary Private Insurance Reduce Waiting Lists?" *Canadian Health Facilities Law Guide*, September 24, 1996

S. M. Hutton, "Physician Freedom of Contract in Ontario: An Economic Justification for the Ban on Extra-Billing with Some Recommendations for Structural Change" (1989) 47 University of Toronto Law Review (Supp.) 780

M.L. Barer and L. Wood, "Common Problems, Different Solutions: Learning from International Approaches to Improving Medical Services Access for Underserved Populations" (1997), 20:2 Dalhousie Law Journal 321

Nov 7th –**NO CLASSES—READING WEEK**

Nov 14th **Chapter Nine**

**HEALTH CARE REFORM: DEVOLUTION, DEINSTITUTIONALIZATION
AND THE SHIFT TO HOME CARE**

J. Lomas, J. Woods, & G. Veenstra, "Devolving
Authority for Health Care in Canada's Provinces:

1. An Introduction to the Issues" (1997) 156: 3 Can.

Med. Assoc. Jnl. 317--377.IX, 1-13

C. M. Flood, "Accountability of Health Service
Purchasers: Comparing Internal Markets and Managed
Competition Reform Models" (1997) 20: 2 Dalhousie

Law Journal 470, 492-507.IX, 14-22

Health Services Restructuring Commission, News
Release -- Health Services Restructuring
Commission Releases Metro Toronto Plans, March
6, 1997.IX, 23-28

Janet E. Fast et al., *Conceptualizing and Operationalizing
the Costs of Informal Elder Care* (Final Technical Report
to the National Health Research Development Program
(NHRDP) March 17, 1997), p. 1-15..... IX, 29-43

J. Coutts, "Health-care cuts hit women hardest, economists told",
The Toronto Globe and Mail, Monday, August 25, 1997, p. A5.....IX, 44

Supplementary Reading

Pembroke Civic Hospital v. Ontario (Health Services Restructuring Commission) [1997]
O.J. No. 3142 (No. 394/97)

Nov 21th **Chapter Ten**

**HEALTH CARE REFORM INTERNATIONALLY: MANAGED CARE,
MANAGED COMPETITION, AND INTERNAL MARKETS**

A. C. Enthoven, "The History and Principles of
Managed Competition" (1993 Supp.) 12 Health
Affairs 24.X, 1-26

F. T. Schut and H. E. G. M. Hermans, "Managed
Competition Reforms in the Netherlands and its
Lessons for Canada" (1997) 20: 2 Dalhousie Law
Journal 437--469.X, 27-43

J. L. Grand, "Competition, Cooperation, Or Control?
Tales From the British National Health Service"
(1999) 18: 3 Health Affairs 27.....X, 44-50

Supplementary Reading

D. Mechanic, "Managed Care: Rhetoric and Realities" (1996) 31(2) Inquiry 124.

P. Allen "Contracts in the National Health Service Internal Market" (1995) 58 (3)
Modern Law Review Limited 321

Nov 28th **Chapter Eleven**

REGULATING QUALITY

L. McNamara and E. Nelson, "Regulation of Health
Care Professionals", in J. Downie & T. Caulfield (eds.),
Canadian Health Law and Policy (Butterworths:
Toronto, 1999), pp. 51-78.....XI, 1-16

C.M. Flood, "Chapter 7: Achieving Quality in a
Competition-Oriented System", in C.M. Flood,
International Health Care Reform: A Legal,
Economic and Political Analysis (Routledge: London, 2000).....XI, 17-44

Dec 5th **Chapter Twelve**

CANADA'S PHARMACEUTICAL INDUSTRY

Health Canada, Health System and Policy Division,
Drug Costs in Canada, 1--9.XII, 1-11

<i>Review of Section 14 of the Patent Act Amendment 1992 (Chapter 2, Statutes of Canada, 1993): Fifth Report of the Standing Committee on Industry (April 1997).</i>	XII, 12-31
R. G. Elgie, "Regulating Prices of Patented Pharmaceuticals in Canada: The Patented Medicine Prices Review Board" (May 1996) 13: 2 Food, Drug, Cosmetic and Medical Device Law Digest 80--83.	XII, 32-40
<i>Bristol-Myers Squibb Canada Inc. v. Canadian Coordinating Office for Health Technology Assessment</i> [1998] O.J. No. 1404.	XII, 41-51
M. Angell, "Is Academic Medicine for Sale," (May 18, 2000) 342 (20)New England Journal of Medicine 1516.....	XII, 52-56
J. Lexchin, "Hear no secrets, see no secrets, speak no secrets: secrecy in the Canadian drug approval system," (1999) 29 (1) International Journal of Health Services 167.....	XII, 57-63
M. Shuchman, "Drug firm threatens suit over M.D.'s product review," <i>Globe and Mail</i> , Wed., Nov. 17, 1999.	XII, 64-66

CLASSES END

Health System Law and Policy **2000**

Professor Colleen M. Flood
Room Flavelle 409
ph: 978-4929

Office Hours: Call to make an appointment and I will do my best to be around for drop-in visits on Wednesdays from 3.00-5.00 pm.

Objectives of Course

The objectives of this course are four-fold:

- to survey a range of topical health system law and policy issues and to acquire the analytical tools needed to understand and resolve these issues;
- to critically analyze how laws and regulations can shape the structure and dynamics of a health care system or respond to different problems that arise within a system;
- to consider what other disciplines, such as economics, political science, philosophy, and sociology, have to contribute to an analysis of these issues; and
- further develop your research and writing skills.

Grade Determination

Class Participation -- 10%

(Class participation mark includes the submission of a two-page paper outline by **Tuesday, 10 October 2000 in class**)

Major Paper -- 90%

(Must be submitted by **Monday, 11 December 2000**)

In organizing the time you spend on your major paper, ensure you give equal weight to organization and logical flow, analysis and synthesis, and research.

Plagiarism

Plagiarism is a serious academic offense. If you have any questions regarding what constitutes plagiarism, please ask.

Students Living with Disabilities

Students with permanent or temporary disabilities who would like to discuss classroom or evaluation accommodations are asked to come and see me as soon as possible. You can meet me after class or privately during office hours.

POSSIBLE PAPER TOPICS FOR HEALTH SYSTEMS LAW AND POLICY, 2000

These are suggestions intended only to stimulate your thinking.

1. Consider the processes (democratic, participatory, charter litigation,) by which we should determine how new technologies like *in vitro* fertilization, genetic testing, etc., should be publicly funded.
2. Critically assess the present regulatory framework for ensuring the quality of the blood supply in Canada. Will the new system be able to respond appropriately to the risk of new blood-borne diseases?
3. Should home care services be included under the *Canada Health Act* as “insured services”? Discuss, in particular, the case for and against user charges for home care services and whether home care patients should be prevented from buying additional quality of care or additional services with private funds.
4. The National Forum on Health has recommended that home care and pharmacare be funded as insured services under the *Canada Health Act*. Given the fact that the provincial governments seem unlikely to agree to extend the *Canada Health Act* to these services what other constitutional arrangements could be made to ensure national home care and pharmacare programs?
5. Analyze Bill 11 (the Klein government’s controversial legislation) and the case for and against governments contracting out to competing private for-profit health care providers, particularly with respect to the potential for opening up the prospect of US entry to the market pursuant to international trading agreements.
6. Consider the case for and against devolution of financial and managerial responsibility from provincial government to Regional Health Authorities (which has occurred in all provinces except Ontario). Why is this happening? How are the Health Authorities to be held accountable? Is devolution of power truly occurring?
7. Consider the different payment possibilities for physicians – capitation, fee-for-service, salary, rostering. What (if any) other kinds of further regulation are required to ensure either the quality or the cost-effectiveness of care delivered for each of these payment mechanisms?
8. What services does the private insurance sector cover? How are private insurers regulated? Analyze the role of private insurers and private insurance in Canada and, in particular, its impact on the public system and consider whether there is a case for premium/coverage/entitlement regulation.
9. Discuss the extent to which the law allows or impedes private insurers to risk-rate premiums or to deny insurance coverage to particular individuals.
10. Analyze the impact on particular populations as a result of various health care reform (devolution, deinstitutionalization, the shift to home care) initiatives for example, women, the elderly, aboriginal populations, disabled populations and the ability of the *Charter* to ensure that vulnerable populations receive necessary health care services.

11. Describe how decisions are currently made under OHIP as to which services are publicly funded. Is the present process fair? If not, discuss by what mechanism health care services should be allocated.
12. Analyze the potential for greater public participation in health care rationing decisions with reference to the Oregon Health Care Experiment, New Zealand's Core Health Services Commission and the Dutch Dunning Committee.
13. . Discuss whether or not the division of constitutional powers impedes the development of an optimal health care system and/or impedes health care reform. Do you agree with the current judicial wisdom that health care should be largely a matter for provincial responsibility? Is there any prospect of the Federal government initiating its own Homecare or Pharmacare program?
14. Why do we allow people to buy new cars, new computers, and just about anything else but we don't let them purchase speedier, higher quality health care? Discuss the case for and against allowing Canadian citizens to buy private insurance to allow speedier/higher quality service in the private sector.
15. Discuss how the desire to have a "one-tier" system with a similar level of service available nation-wide can be resolved with the different medical needs of different population groups i.e. the disabled, the elderly, or Aboriginal people? Does Canada's emphasis on "one-size-fits-all" serve Aboriginal people well?
16. Discuss whether or not waiting lists can be used as an indicator of quality of the system and whether or not waiting lists are the best means to ration health services. What reforms would you recommend to the government to alleviate the waiting-list problem? What are the consequences of sending Canadian patients to US hospitals for oncology care to circumvent waiting lists in Ontario?
17. Assess regulation of some element of the private health care sector (i.e. private insurance companies, drugs, home care services, biotechnology, private rest homes, and medical equipment). Is there any truth to the claim that we are so preoccupied with the public sector that we do not have effective regulation of the private sector?
18. Discuss and analyze the (potential) role of the *Competition Act* in regulating the activity of physicians, hospitals and other health care providers.
19. Discuss the role of "whistle-blowers" in protecting the quality of the health care system. How can physicians, nurses, and other providers protect themselves when they "blow the whistle" with respect to the quality of care supplied by their colleagues or other providers or by the institution in which they work.
20. Examine the role of self-regulating health professions and whether self-regulation is sufficient to ensure the quality of health services supplied.
21. Examine the case for public funding and/or regulation of "alternative" health treatments such as acupuncture.

22. Consider and discuss what impact the proximity of the U.S. has upon the Canadian health care system i.e. medical malpractice claims, Canadian buying in the U.S. services that are not available here or for which there are long waits, the flow of physicians between Canada and the U.S. etc.
23. Discuss the U.S. managed care revolution and the implications of a move to managed care for the Canadian system.
24. Discuss whether or not medical malpractice suits protect the quality of health care services supplied. How can the tort system be reformed to better protect the quality of health care services?
25. Consider whether physicians, hospitals and other health care providers should be able to argue in defense to a medical malpractice action that government or a private insurer limited the resources at their disposal.
26. Analyze the advent of Telemedicine or Internet medicine and what if any regulatory changes are needed in light of these advances in technology.
27. Discuss the impact of drug companies funding an increasing proportion of medical research. Is further regulation required of drug companies interactions with health care providers?
28. Analyze and discuss the legal and other mechanisms available to ensure that there are sufficient physicians in remote and rural areas.
29. Discuss the reasons behind the increasing agitation of nurses' unions in Canada. Can nurses argue that they are lobbying to protect the quality of the health care system for patients whilst simultaneously arguing for better working conditions?
30. Discuss the proposal in the US for physicians to be unionized.
31. Discuss and critique the present regulatory protection offered by Canada's Health Protection Branch. What, if anything, needs to be done to improve the quality of regulatory oversight?
32. What (if any) changes need to be made to Ontario's approach to public health to avoid instances like the Walkerton tragedy. Are sufficient resources being devoted to public health or are the benefits too long-term for the realization of political capital and so therefore public health does not attract sufficient investment?

Health Law Journals

This list of health law journals was prepared by Ted Tjaden (tel: 978-3749), Coordinator of Information Services at the Bora Laskin Law Library. The list is intended for use by members of the U of T Faculty of Law. Most of the links below assume you are using a Web browser on campus or have a proxy server on your computer at home. Information on setting up a proxy server at home is available. All journals are full-text unless otherwise indicated. If needed, search UTCat for titles or search all electronic resources by title available online through Robarts. The links in the table below are divided into the following categories:

Health Law Journals Available through U of T Electronic Resources
Online Journal Indexes For Searching for Articles
WWW Health Law Links
List of Health Law Journals Available on Westlaw, Lexis and QL

Health Law Journals Available through U of T Electronic Resources [\[top of page\]](#)

<u>Hastings Center Report</u>	Citations: Feb 1988 - current; Abstracts: Feb 1988 - current; Full Text: Jan 1994 - current; Image: Feb 1988 - current; Text+Graphics: Nov 1996 - current
<u>Health Affairs</u>	Full-text, graphics and images. Scope: From Vol. 6(4) 1987
<u>Health Care Management Review</u>	Full-text, graphics and images. Scope: From Vol. 4(2) 1979
<u>Health Legislation and Regulation</u>	Citations and abstracts only. Scope: From Nov 9, 1988; Vol.14, Iss.44.
<u>Health News (Toronto)</u>	Full-text, graphics and images. Scope: From Feb 1994; Vol.12, Iss.1
<u>Health Policy</u>	Scope: from Vol 31, Issue 1 (Jan 1995)
<u>Issues in Law & Medicine</u>	Citations: Jan 1993 - current; Abstracts: Jan 1993 - current
<u>JAMA: The Journal of the American Medical Association</u>	Full-text, graphics and images
<u>JAMA: The Journal of the American Medical Association</u>	OVID version, full-text (nice interface)
<u>JAMA: Journal of the American Medical Association</u>	Tables of contents and abstracts only
<u>Journal of Health Politics, Policy and Law</u>	Full-text, graphics and images. Scope: From Spring 1986; Vol.11, Iss.1.
<u>The Journal of Mental Health Policy and Economics</u>	Abstracts for current year, tables of contents for earlier years; no full text
<u>Lancet</u>	Citations: Jan 1988 - current; Abstracts: Jan 1988 - current; Full Text: May 1995 - current; Image: Dec 1995 - current; Text+Graphics: Dec 1995 - current
<u>Lancet</u>	OVID version.

<u>MEDLINE (OVID)</u>	OVID version. 1996 to current.
<u>MEDLINE (Cambridge Scientific)</u>	1992 to present.
<u>MEDLINE (OCLC FirstSearch)</u>	1965 to current.
<u>New England Journal of Medicine (OVID)</u>	Full-text (over 300 issues)
<u>Political Studies</u>	Citations: Mar 1989 - current; Abstracts: Mar 1989 - current.
<u>Political Theory</u>	Scope: from Vol. 19(1) 1989 to present
<u>Trends in Health Care, Law & Ethics</u>	Citations and abstracts only. Scope: Citations: Jan 1993 - Oct 1995; Abstracts: Jan 1993 - Oct 1995

Journal Indexes (Related to Law or Health) [\[top of page\]](#)

Use the indexes below to search for law-related articles. Search by author, title, subject or keyword.

<u>Index to Canadian Legal Literature</u>	Scope: 1987 to current
<u>Index to Legal Periodicals and Books (Wilson)</u>	Scope: August 1981 to current
<u>Index to Foreign Legal Periodicals</u>	Scope: 1985 to current
<u>Expanded Academic Index</u>	Click on Proceed and then choose the link for Expanded Academic ASAP 1996 - Jul 1999 with access to backfile (1980 - 1995). Use this database to find information on: Astronomy, Religion, Law, History, Psychology, Humanities, Current Events, Sociology, Communications and the General Sciences.
<u>Canadian Periodical Index</u>	Click on Proceed and then choose the link for CPLQ 1988 - Jul 1999. Use this database, designed for public, academic, and school libraries, to search a comprehensive list of Canadian and international journals, magazines, newspapers, and other references. CPLQ includes more than 400 titles with full text articles from over 160 of these periodicals, as well as Gale Research reference data and the full text of selected sections of The Globe and Mail, Canada's national newspaper.
<u>HealthSTAR</u>	HealthSTAR contains citations to the published literature on health services, technology, administration, and research. It focuses on both the clinical and non-clinical aspects of health care delivery. The following topics are included: evaluation of patient outcomes; effectiveness of procedures, programs, products, services and processes; administration and planning of health facilities, services and manpower; health insurance; health policy; health services research; health economics and financial management; laws and regulation; personnel administration; quality assurance; licensure; and

Science Citation Index (Expanded)

accreditation.

1993 to date. The Science Citation Index is a multidisciplinary database, with searchable author abstracts, covering the journal literature of the sciences. It indexes 5,300 major journals across 164 scientific disciplines, covering approximately 2,000 more journals than its SCI print and CD-ROM counterparts, with all cited references captured.

Social Sciences Citation Index

1993 to date. The Social Sciences Citation Index is a multidisciplinary database, with searchable author abstracts, covering the journal literature of the social sciences. It indexes 1,700 journals spanning 50 disciplines, as well as covering individually selected, relevant items from over 3,300 of the world's leading scientific and technical journals.

Web of Science

The Web of Science is the powerful new interface that provides Web access to the Science Citation Index Expanded(TM), Social Sciences Citation Index®, and Arts & Humanities Citation Index® (formerly SciSearch®, Social SciSearch®, and Arts & Humanities Search®). Designed exclusively by the Institute for Scientific Information (ISI) for its proprietary Citation Databases, the Web of Science provides researchers with navigational and retrieval functions only possible through the powerful combination of citation indexing and enabling Web technology.

WWW Health Law Links [\[top of page\]](#)

The following WWW links are based on a bibliography compiled by Professor Colleen Flood. The WWW links below have been organized into the following table of contents:

- 1) [WWW Research Tools for Health Law](#)
- 2) [WWW Online Journals for Health Law](#)
- 3) [Government Sites for Health Law](#)
- 4) [Health Law Academic Programs](#)
- 5) [Health Law Institutes](#)
- 6) [Canadian Bioethics Institutes](#)
- 7) [Professional Health Law Organizations](#)
- 8) [Related Professional Organizations and Sites](#)
- 9) [Funding Agencies](#)

1) WWW Research Tools for Health Law [\[table of contents\]](#) [\[top\]](#)

- **Findlaw**
<http://lawcrawler.findlaw.com/index.html>
- **Cornell Health Law Links**
<http://www.law.cornell.edu/topics/health.html>
- **HyperGuide to the Mental Health Act (UK)**

<http://www.hyperguide.co.uk/mha/>

- **The Health Law Resource**
<http://www.netreach.net/~wmanning/>
- **Links from Center for Health Law Studies (St. Louis School of Law, Center for Health Law Studies)**
<http://lawlib.slu.edu/healthcenter/index.html>
- **Health Policy Sites**
<http://www.ncsl.org/programs/health/forum/index.htm>
- **Health Policy (Idea Central)**
<http://tap.epn.org/idea/>
- **The Medical and Public Health Law Site**
<http://plague.law.umkc.edu>
- **Reuters Health Links**
<http://www.reutershealth.com>
- **Bioethicsline**
<http://www.healthgate.com/choice/AMA/search.html>

2) WWW Online Journals for Health Law [\[table of contents\]](#) [\[top\]](#)

- **Canadian Medical Association Journal**
<http://www.cma.ca/cmaj/index.htm>
- **Ethica: Ethics and Health: An International & Comparative Arena**
<http://www.hf.uib.no/i/Filosofisk/ethica>
- **Journal of Health Politics, Policy and Law**
<http://www.jhppl.org/>
- **The Milbank Quarterly: A Journal of Public Health and Health Care Policy**
<http://www.hcp.med.harvard.edu/Milbank/quarterly/index.html>
- **RISK (Journal of the Risk Assessment and Policy Association)**
<http://www.fplc.edu/tfield/profrisk.htm>
- **New England Journal of Medicine**
<http://www.nejm.org/content/index.asp>
- **Health Law News (from Law Journal EXTRA!)**
<http://www.ljx.com/practice/health>

3) Government Sites for Health Law [\[table of contents\]](#) [\[top\]](#)

- **Health Canada**
<http://www.hc-sc.gc.ca>
- **Alberta Ministry of Health**
<http://www.health.gov.ab.ca>
- **British Columbia Ministry of Health**
<http://www.hlth.gov.bc.ca>
- **Manitoba Ministry of Health**
<http://www.gov.mb.ca/health>
- **New Brunswick Ministry of Health**
<http://www.gov.nb.ca/hcs>
- **Newfoundland & Labrador Ministry of Health**
<http://public.gov.nf.ca/health>
- **Northwest Territories**
<http://www.hlthss.gov.nt.ca>
- **Nova Scotia**
<http://www.gov.ns.ca/heal>
- **Ontario**
<http://www.gov.on.ca/health/index.html>
- **Prince Edward Island**
<http://www.gov.pe.ca/hss/index.asp>
- **Quebec**
<http://www.msss.gouv.qc.ca>
- **Saskatchewan**
<http://www.gov.sk.ca/health>
- **Yukon**
<http://www.hss.gov.yk.ca>
- **World Health Organization (WHO)**
<http://www.who.ch>
- **National Institute of Health**
<http://www.nih.gov>

4) **Health Law Academic Programs** [[table of contents](#)] [[top](#)]

Undergraduate specialization

- **Dalhousie**
<http://www.dal.ca/law/hli/index.html>
- **St. Louis**
<http://lawlib.slu.edu/centers/hlthlaw/hlthlaw.htm>
- **Houston**
<http://www.law.uh.edu/healthlaw/>
- **Boston University**
<http://www.bumc.bu.edu/departments/homemain.asp?departmentID=95>
- **Case Western Reserve**
<http://lawwww.law.cwru.edu>
- **Maryland**
<http://law.ab.umd.edu>
- **Seton Hall**
<http://www.shu.edu/law/HeLPP/>

Graduate specialization

- **DePaul**
<http://www.law.depaul.edu/hli/hli.htm>
- **St. Louis**
<http://lawlib.slu.edu/centers/hlthlaw/hlthlaw.htm>
- **Houston**
<http://www.law.uh.edu/healthlaw/>
- **Loyola**
<http://www.luc.edu/schools/law>
- **Boston University**
<http://www.bumc.bu.edu/departments/homemain.asp?departmentID=95>
- **Seton Hall**
<http://www.shu.edu/law/HeLPP/>
- **Widener**

<http://www.widener.edu/law/health.html>

5) **Health Law Institutes** [\[table of contents\]](#) [\[top\]](#)

- **University of Alberta**
<http://www.law.ualberta.ca/centres/hli>
- **Montreal Centre de Recherche en Droit Publique**
<http://www.droit.umontreal.ca>
- **Loyola**
<http://www.luc.edu/schools/law>
- **UCLA Center for Health Policy Research**
<http://www.healthpolicy.ucla.edu>
- **The Institute of Mental Health Law**
<http://www.imhl.com>
- **The European Institute of Mental Health Law**
<http://www.euroimhl.com>
- **The Center for Reproductive Law and Policy**
<http://www.crlp.org>
- **The Allan Guttmacher Institute**
(Reproductive Health Research, Policy Analysis and Public Education)
<http://www.agi-usa.org>
- **Institute of Medicine, Law and Bioethics (UK)**
<http://www.liv.ac.uk:80/~scooper/imlab.html>

6) **Canadian Bioethics Institutes** [\[table of contents\]](#) [\[top\]](#)

- **Clinical Research Institute of Montreal Centre for Bioethics**
<http://www.ircm.umontreal.ca/bioethique>
- **University of British Columbia**
<http://www.ethics.ubc.ca>
- **University of Toronto**
<http://www.utoronto.ca/jcb>
- **York University**
<http://www.yorku.ca/mclaughlin/ethics/Ethics.htm>

- **Dalhousie University**
<http://www.medicine.dal.ca/BIOETHICS/>
- **St. Joseph's College**
<http://www.connect.ab.ca/~ethics/>
- **University of Alberta**
<http://www.ualberta.ca/~ethics/bethics.htm>

7) Professional Health Law Organizations [\[table of contents\]](#) [\[top\]](#)

- **Canadian Bar Association Health Law Section**
<http://www.cba.org>
- **American Society for Law, Medicine & Ethics**
<http://www.aslme.org>
- **American Health Lawyers Association**
<http://www.healthlawyers.org>
- **American Association of Nurse Attorneys**
<http://www.taana.org>
- **American Association of Legal Nurse Consultants**
<http://www.aalnc.org>
- **American Academy of Psychiatry and the Law**
<http://www.cc.emory.edu/AAPL>
- **American College of Legal Medicine**
<http://www.aclm.org>
- **American Bar Association Health Law Section**
<http://abanet.org/health>

8) Related Professional Organizations and Sites [\[table of contents\]](#) [\[top\]](#)

- **Canadian Bioethics Society**
<http://www.bioethics.ca>
- **Society for Health and Human Values**
<http://iphh.cal.msu.edu/shhv>
- **Canadian Medical Protective Association**

<http://cmpa.org/>

- **Canadian Medical Association**
<http://www.cma.ca>
- **Canadian Nurses Association**
<http://www.cna-nurses.ca>
- **Telemedicine and the Law**
<http://www.arentfox.com/telemedicine.html>
- **Abortion and Reproductive Rights**
<http://www.qis.net/~butler/>
- **Abortion Law Homepage**
<http://members.aol.com/abtrbng>
- **Race, Health Care and the Law**
<http://www.udavton.edu/~health>
- **Deathnet**
<http://www.rights.org/deathnet>
- **Canadian HIV/AIDS Legal Network**
<http://www.aidslaw.ca>

9) **Funding Agencies** [[table of contents](#)] [[top](#)]

- **Medical Research Council of Canada**
<http://www.mrc.gc.ca>
- **Social Science and Humanities Research Council of Canada**
<http://www.sshrc.ca>
- **National Health Research and Development Program**
<http://www.hc-sc.gc.ca/hppb/nhrdp>
- **National Sciences and Engineering Research Council of Canada**
<http://www.nserc.ca>
- **Commonwealth Foundation**
<http://www.oneworld.org>
- **Soros Foundation**
<http://www.soros.org>

List of Health Law Journals Available on Westlaw, Lexis and QL [\[top of page\]](#)

The following journals or databases are available on one or more of Westlaw, Lexis or QUICKLAW.

American Journal of Law & Medicine	Lexis LAWMED from v.7, 1981 Westlaw AMJLM from v.15, 1989
Andrews Health Care Fraud Litigation Reporter	Lexis NEWS (ANDRWS) from March 1996 Westlaw ANHCFLR from November 1996
Andrews Health Law Litigation Reporter	Lexis NEWS (ANDRWS) from March 1996 Westlaw ANHLLR from November 1996
Annals of Health Law	Lexis ANNHL from v.4, 1995 Westlaw AHTHL from v.1, 1992
BNA Health Law Reporter	Lexis BNA (BNAHLR) from September 1992 Westlaw BNA-HLR from September 1992
Depaul Journal of Health Care Law	Lexis DJHCL from v.1 no.3 Spring, 1997 Westlaw DPLJHCL from v.1, 1996
Health Law Journal	continued as the Journal of Hospital and Health Law Lexis HLTHLJ from v.1, 1993 QUICKLAW HLJA from v.5, 1997
Health Law Vigil	Lexis HEALTH (VIGIL) from January 1984 to December 1988
Health Lawyer	Westlaw HTHLAW from v.4, Summer 1990
Health Matrix: Journal of Law-Medicine	Lexis HEAMAT from v.4, 1994 Westlaw HTHMTX from v.1, 1991
HealthSpan	Westlaw HTHSP from v.9 no.3, 1992
Hospital Law	Lexis HEALTH (HOSPLW) from January 1984 to April 1988
Issues in Law & Medicine	Lexis ISSLMD from v.12 no.3, Winter 1996 Westlaw ISSULM from v.1, 1985
Journal on Contemporary Health Law & Policy	Lexis JCHLP from v.9, Spring 1993 Westlaw JCHLP from v.1, 1985
Journal of Health and Hospital Law	Lexis HEALTH (HOSPLW) from January 1984 to June 1998
Journal of Health Politics, Policy & Law	Westlaw JHPPL from v.15, 1990
Journal of Law & Health	Lexis JLAWH from v.8 nos.1 and 2, 1993 Westlaw JLHEALTH from v.1, 1985

Journal of Law, Medicine & Ethics	Westlaw JLMEETH from 1998
Journal of Legal Medicine	Lexis GENMED (JLM) from March 1996 Westlaw JLEGMED from v.13, 1992
Medical Devices Litigation Reporter	Lexis NEWS (ANDRWS) from March 1996 Westlaw ANMDLR from November 1996
Medical Malpractice Law and Strategy	Lexis LEGNEW (LEADER) from 1996 Westlaw MEDMALLST from March 1995
Medical/Legal Aspects of Breast Implants	Lexis LEGNEW (LEADER)from 1996
Medical & Medicaid Law Bulletin	Lexis NEWS (LRP) from February 1996
Medicine and Law	Westlaw MEDLAW from 1997
NAAG Health Care Fraud Report	Westlaw NAAGHCFR from June 1996
NAAG Medicaid Fraud Report	Lexis NEWS (AGMFRD) from January 1995 Westlaw NAAGMFR from January 1995
Nelligan Power Newsletters (Labour, Family, Condo, Health, Employment)	QUICKLAW NPNL from 1992
Quinnipiac Health Law Journal	Westlaw QHTHLJ from v.1, 1996